



राजपत्र, हिमाचल प्रदेश (मसाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, मंगलवार, 6 सितम्बर, 1988/15 भाद्रपद, 1910

हिमाचल प्रदेश सरकार

उद्यान विभाग

अधिसूचना

शिमला-2, 8 फरवरी, 1988

संख्या उद्यान-क(3)4/81-II.—भारतीय संविधान के अनुच्छेद 309 के परन्तुक में प्रदत्त शक्तियों का प्रयोग
रखते हुए राज्यपाल, हिमाचल प्रदेश, लोक सेवा आयोग हिमाचल प्रदेश की सहमति से हिमाचल प्रदेश उद्यान विभाग
'सहायक फल प्रोद्योग विज्ञ/प्रापण एवं विक्रय अधिकारी/गुण नियंत्रण अधिकारी/खाद्य जीवाणु विज्ञ श्रेणी-II
राजपत्रित) वेतनमान रुपये 825—1580, रुपये 1200—1700 (सलेक्शन ग्रेड) पद के लिए भर्ती एवं

पदोन्नति नियम जो इस विभाग की अधिसूचना सं० उद्यान-क (3) 4/81-II, दिनांक 3-9-87 द्वारा अधिसूचित किए गए थे को निष्प्रभावित करते हुए इस अधिसूचना में संलग्न (अनुबन्ध-II) के अनुसार सहायक फल प्रोद्योग विज्ञ/प्रापण एवं विक्रय अधिकारी/गुण नियंत्रण अधिकारी/खाद्य जीवाणु विज्ञ वर्ग द्वितीय (राजपत्रित) के भर्ती एवं पदोन्नति नियम सहर्ष बनाते हैं।

राज्यपाल, हिमाचल प्रदेश इसके आगे इस विभाग द्वारा इस पद के लिए भर्ती एवं पदोन्नति नियम अधिसूचना सं० 25-5/69-होर्ट (सैक्ट), दिनांक 19-12-71 तथा समय-समय पर इन नियमों में किए गए संशोधन अधिसूचित को निरसन करने की सहर्ष अनुमति प्रदान करते हैं बशर्ते कि यह निरसन पहले बनाए गए भर्ती एवं पदोन्नति नियमों के अन्तर्गत हुई कार्यवाही पर असर नहीं डालेगा या उन नियमों के अन्तर्गत की गई कार्यवाही उन नियमों के अनुसार मान्य होगी।

1. संक्षिप्त नाम और प्रारम्भ.—(i) यह नियम हिमाचल प्रदेश उद्यान विभाग के वर्ग द्वितीय (राजपत्रित) सेवायें नियम, 1988 कहलायेंगे।

(ii) यह नियम हिमाचल प्रदेश सरकार के राजपत्र में प्रकाशित होने की तिथि से लागू होंगे।

अनुबन्ध-II

हिमाचल प्रदेश सरकार, उद्यान विभाग में श्रेणी-II (राजपत्रित) सेवाएं नियम, 1988

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|-------------------------------------|---|
| 1. पद का नाम | सहायक फल प्रोद्योग विज्ञ/प्रापण एवं विक्रय अधिकारी/गुण नियंत्रण अधिकारी/खाद्य जीवाणु विज्ञ। |
| 2. पद की संख्या | $4 + 1 + 1 + 1 = 7$ |
| 3. वर्गीकरण | श्रेणी-II (राजपत्रित) |
| 4. वेतनमान | रुपये 825—1580 (समयमान) रुपये 1200—1700 (प्रवरण वेतनमान 20 प्रतिशत)। |
| 5. क्या पद प्रवरण अथवा अप्रवरण है ? | प्रवरण |
| 6. सीधी भर्ती के लिये आयु सीमा | 35 वर्ष तथा इस से कम: |

उपबन्धित है कि सीधी भर्ती के लिये अधिकतम आयु सीमा उन उम्मीदवारों पर लागू नहीं होगी जो पहले ही तदर्थ या अनुबन्ध के आधार पर सरकारी सेवा में कार्यरत हों।

आगे उपबन्धित है कि तदर्थ या अनुबन्ध के आधार पर नियुक्त उम्मीदवार यदि नियुक्ति तिथि की अधिकतम आयु सीमा पार कर गया हो, तो इसे निर्धारित आयु सीमा में उस आधार पर छूट नहीं दी जा सकती:

आगे उपबन्धित है कि अनुसूचित जातियों/अनुसूचित जन-जातियों के उम्मीदवारों तथा अन्य वर्गों के व्यक्तियों के लिये उच्चतम आयु सीमा में देय छूट उतनी है, जितनी हिमाचल प्रदेश सरकार के सामान्य अथवा विशेष आदेशों के अन्तर्गत अनुमत है :

आगे उपबन्धित है कि सार्वजनिक क्षेत्र में निगमों तथा स्वायत्त निकायों के लिए सभी कर्मचारियों को जो इन सार्वजनिक क्षेत्र के निगम तथा स्वायत्त निकायों के प्रारम्भिक गठन के समय इनमें अन्तर्लीत होने से पूर्व सरकारी कर्मचारी थे, की भी सरकारी कर्मचारियों की भांति

सीधी भर्ती के लिए आयु सीमा में छूट होगी। इस प्रकार की छूट सार्वजनिक क्षेत्र के निगमों तथा स्वायत्त निकायों के उन कर्मचारियों को उपलब्ध नहीं होगी जो उक्त निगमों, स्वायत्त निकायों द्वारा बाद में भर्ती किये गये थे/हों, और इन सार्वजनिक क्षेत्र के निगमों/स्वायत्त निकायों के प्रारम्भिक गठन के बाद अन्तिम रूप से इन निगमों/स्वायत्त निकायों में अन्तर्लीत हो गये हों।

टिप्पणी—1. सीधी भर्ती के लिए आयु सीमा, आयोग द्वारा आवेदन-पत्र प्राप्त करने के लिए निश्चित अन्तिम तिथि को गिनी जायेगी।

2. सीधी भर्ती की स्थितियों में अन्यथा विशिष्ट योग्यता प्राप्त उम्मीदवार के लिये आयु सीमा तथा अनुभव से सम्बन्धित योग्यताओं में आयोग के विवेकानुसार छूट देय होगी।

7. सीधी भर्ती के लिये कम से कम शैक्षणिक योग्यता तथा अनिवार्य अन्य आवश्यक योग्यतायें।

अनिवार्य :

विज्ञान/उद्यान/कृषि में उपाधि, फूल और सब्जी प्रोद्योगिकी में स्नातकोत्तर डिप्लोमा सहित या/फल प्रोद्योगिकी में स्नातकोत्तर उपाधि/फूड माईक्रोबायोलोजी में स्नातकोत्तर उपाधि या मान्यता प्राप्त विश्वविद्यालय/संस्थान से समकक्ष शैक्षणिक योग्यता।

वांछनीय :

1. शीतोष्ण फलों के विपणन तथा सरकारी फल विधायन फैक्ट्री में प्रबन्ध का अनुभव।

2. परियोजना के डिजाइन की रूपरेखा तैयार करने का अनुभव, फल विधायन के क्षेत्र में गुण नियन्त्रण परियोजनाओं की रूप रेखा तैयार करने का अनुभव।

3. निर्यात नियमों एवं विधियों का ज्ञान (केवल प्रापण एवं विक्रय अधिकारी के लिये)।

हिमाचल प्रदेश के रीति-रिवाज, भाषा और संस्कृति का ज्ञान तथा प्रदेश का विशेष परिस्थितियों में नियुक्ति के लिए उपयुक्तता।

8. क्या आयु व शैक्षणिक योग्यता जिसका वर्णन सीधी भर्ती के लिये किया गया है पदोन्नति के लिये भी लागू होगी ?

आयु : नहीं।

शैक्षणिक योग्यता : हां।

9. परीक्षा की अवधि, यदि कोई हो।

दो वर्ष की परीक्षा अवधि जिसको कि सक्षम प्राधिकारी के लिखित आदेश द्वारा विशेष परिस्थितियों में अधिकतम केवल एक वर्ष तक बढ़ाया जा सकता है।

10. भर्ती की प्रणाली क्या सीधी अथवा पदोन्नति द्वारा अथवा प्रतिनियुक्ति/स्थानान्तरण द्वारा तथा विभिन्न ढंगों द्वारा रिक्त स्थानों को भरने की प्रतिशतता।

75 प्रतिशत पदोन्नति द्वारा और 25 प्रतिशत सीधी भर्ती द्वारा।

11. पदोन्नति/प्रतिनियुक्ति/स्थानान्तरण द्वारा भर्ती के मामले पर वह वेतनमान जिसमें से पदोन्नति/प्रतिनियुक्ति/स्थानान्तरण किया जाना है। प्रबन्धक एवं रसानज्ञ/वरिष्ठ तकनीकी सहायक (फल प्रोद्योगिकी)/वरिष्ठ तकनीकी सहायक (फूड माईक्रोबायोलोजी) या

फल परीक्षण सहायक/गुण नियन्त्रण निरीक्षण में से पदोन्नति द्वारा और इस वेतनमान में कम से कम पांच वर्ष की, नियमित सेवा तथा नियमित नियुक्ति के पद यदि कोई 31-12-83 तक अपेक्षित पद पर तदर्थ सेवा की गई हो तो पदोन्नति के लिये निर्धारित कार्यकाल अवधि में ऐसी सेवा की अवधि को गिना जायेगा। पदोन्नति के लिये संयुक्त वरिष्ठता सूची तैयार की जायेगी।

टिप्पणी 1. —पदोन्नति के सभी मामलों में नियमित नियुक्ति से पूर्व यदि कोई 31-12-83 तक अपेक्षित पद पर तदर्थ सेवा की गई हो तो पदोन्नति के लिये निर्धारित कार्यकाल अवधि से ऐसी सेवा की अवधि को गिना जायेगा जैसा कि नियमों में निर्धारित है बशर्ते कि :—

- (क) उपरोक्त शर्तों को मध्यनजर रखते हुये सभी मामलों पर जो सेवा की एक कनिष्ठ प्रत्याशी 31-12-83 तक की गई तदर्थ सेवा को मिला कर पर पदोन्नति के लिये योग्य हो जाता है तो वह सभी प्रत्याशी जो, तत्सम्बन्धी वर्ग संवर्ग में इससे वरिष्ठ होंगे वह सभी विचारणीय होंगे तथा कनिष्ठ प्रत्याशी से वरिष्ठ समझे जायेंगे :

उपबन्धित है कि वे सभी प्रत्याशी जो पदोन्नति हेतु विचाराधीन हों वे कम से कम तीन वर्ष की न्यूनतम सरकारी सेवा अवधि या भर्ती एवम् पदोन्नति नियमानुसार जो भी निर्धारित सेवा की अवधि हो, दोनों में से जो भी कम हो रखते हों :

आगे उपबन्धित है कि यदि कोई कर्मचारी/प्रत्याशी पदोन्नति के लिये उपरोक्त उपबन्धों के अनुसार अनुपयुक्त/अयोग्य पाया जाता है तो ऐसी परिस्थिति में उससे कनिष्ठ प्रत्याशी भी पदोन्नति के लिये अयोग्य समझे जायेंगे।

- (ख) इसी प्रकार स्थाईकरण के सभी मामलों के लिये भी 31-12-83 तक की गई तदर्थ सेवा नियमित नियुक्ति से पहले यदि कोई हो तो ऐसी सेवा को कार्यकाल अवधि में जोड़ा जायेगा :

उपबन्धित है कि इस प्रकार तदर्थ सेवा सम्मिलित कर के स्थाईकरण करने पर भी परस्पर वरिष्ठता में परिवर्तन न आने पाये।

- (ग) 31-12-83 के उपरान्त की गई तदर्थ सेवा को स्थाईकरण या पदोन्नति के लिये नहीं गिना जायेगा।

12. यदि विभागीय पदोन्नति समिति विद्यमान है, तो इसकी संरचना क्या है ?

13. परिस्थितियाँ जिसमें भर्ती के लिये हिमाचल प्रदेश लोक सेवा आयोग का परामर्श लिया जायेगा।

14. सीधी भर्ती के लिये आवश्यक योग्यताएँ

टिप्पणी 2. —जब कभी नियम 2 के अधीन पदों की संख्या में वृद्धि की जाती है तो सरकार द्वारा हिमाचल प्रदेश लोक सेवा आयोग के परामर्श से नियम 10 तथा 11 के उपबन्धों में संशोधन किये जायेंगे।

विभागीय पदोन्नति समिति की अध्यक्षता हिमाचल प्रदेश लोक सेवा आयोग के अध्यक्ष या अध्यक्ष द्वारा मनोनीत सदस्य द्वारा की जायेगी।

जैसा कि विधि के अधीन अपेक्षित है।

उपर्युक्त या पद सेवा के लिये उम्मीदवार का निम्नलिखित का होना आवश्यक है :—

(क) भारतीय नागरिक, या

(ख) नेपाल की प्रजा, या

(ग) भूटान की प्रजा, या

(घ) विस्थापित तिब्बती जोकि 1 जनवरी, 1962 से पूर्व भारत में स्थायी निवास के उद्देश्य से आया हो; या

(ङ) भारतीय मूल का व्यक्ति जो पाकिस्तान, बर्मा, श्री लंका, पूर्वी अफ्रीका, संयुक्त गणतन्त्र कीनिया, युगांडा, तंजानिया (इससे पूर्व तांगानिका और जंजीबार), जाम्बिया, मालावी, जेयरे तथा इथोपिया से भारत में अस्थाई रूप से रहने के उद्देश्य से आया हो :

उपबन्धित है कि वर्ग (ख), (ग), (घ) और (ङ) से सम्बन्धित वही प्रत्याशी माना जायेगा जिसको भारत सरकार/राज्य सरकार से पात्रता का प्रमाण-पत्र जारी किया हो, प्रत्याशी माना जायेगा जिसके बारे में पात्रता का प्रमाण-पत्र अनिवार्य हो, को भी हिमाचल प्रदेश लोक सेवा आयोग या अन्य भर्ती प्राधिकरण द्वारा आयोजित साक्षात्कार या किसी परीक्षा में बैठने की आज्ञा दी जा सकती है परन्तु उसे नियुक्ति का प्रस्ताव भारत सरकार/हिमाचल प्रदेश सरकार द्वारा पात्रता का आवश्यक प्रमाण-पत्र मिलने के बाद ही किया जायेगा।

15. सीधी भर्ती द्वारा नियुक्ति हेतु चयन

सीधी भर्ती की स्थिति में इन पदों हेतु नियुक्ति के लिये चयन मौखिक परीक्षा के आधार पर यदि आयोग/भर्ती प्राधिकारी अथवा व्यवहारिक परीक्षा के आधार पर किया जायेगा जिसका स्तर/पाठ्यक्रम इत्यादि आयोग/भर्ती प्राधिकारी द्वारा निर्धारित किया जायेगा।

16. आरक्षण

उक्त सेवा में नियुक्ति अनुसूचित जातियों/अनुसूचित जन-जातियों/पिछड़े वर्गों के अन्तर्गत चयनित परिवारों इत्यादि के लिये सेवाओं में हिमाचल प्रदेश सरकार द्वारा समय-समय पर जारी किये गये आरक्षण सम्बन्धी आदेशों के अधीन होगी।

17. शिथिल करने की शक्ति

जहाँ पर प्रदेश सरकार का यह मत हो कि यह करना जरूरी है या इसे इस तरह से करना है तो उसके कारणों को अंकित कर के हिमाचल प्रदेश लोक सेवा आयोग के परामर्श से लिखित आदेश प्राप्त कर के किसी श्रेणी, वर्ग, व्यक्तियों या पद के नियमों के किसी भी प्रावधान में छूट दी जा सकती है।

18. विभागीय परीक्षा

(i) सेवा के प्रत्येक सदस्य को विभागीय परीक्षा नियम के अन्तर्गत परीक्षा अवधि या इन नियमों की अधिसूचना के दो वर्ष के भीतर जो भी बाद में हो, विभागीय परीक्षा को पास करना होगा, अन्यथा वह निम्नलिखित का पात्र नहीं होगा:—

- (क) आगामी देय दक्षतारोह पार करने के लिए,
- (ख) सेवा में स्थाईकरण,
- (ग) आगामी उच्च पद में पदोन्नति :

उपबन्धित है कि यदि एक सदस्य उपर्युक्त अवधि के भीतर पदोन्नति के लिए अन्यथा पात्र बन जाता है, उस की पदोन्नति के लिए विचार अन्यथा किया जाएगा और यदि अन्यथा उपर्युक्त पाया जाए, इस विभागीय परीक्षा को पास करने की शर्त पर अस्थायी पदोन्नत कर दिया जाएगा। यदि वह इसे पास करने की शर्त में असफल रहता है तो उसे पदावनत किया जा सकता है :

आगे यह भी उपबन्धित है कि अधिकारी जिसने विभागीय परीक्षा को इन नियमों की अधिसूचना से पहले किन्हीं अन्य नियमों के अधीन पूरी या आंशिक रूप से पास कर लिया है, उसे पूरी या आंशिक परीक्षा, जैसी भी स्थिति हो, पास करनी अपेक्षित नहीं होगी :

आगे उपबन्धित है कि यदि किसी अधिकारी के लिए इन नियमों के अधिसूचित होने से पहले कोई विभागीय परीक्षा निर्धारित नहीं थी और वह अधिकारी 1 मार्च, 1976 को 45 वर्ष की आयु पार कर चुका हो तो उसे नियमों के अधीन निर्धारित विभागीय परीक्षा पास करनी आवश्यक नहीं होगी।

(ii) किसी अधिकारी को उसकी सीधे पदोन्नति लाइन के किसी उच्च पद में पदोन्नति होने के उपरान्त उपर्युक्त परीक्षा पास करने की आवश्यकता नहीं होगी, यदि उसने पहले ही इससे निचले राजपत्रित पद पर उक्त परीक्षा पास कर ली हो।

(iii) सरकार, हिमाचल प्रदेश लोक सेवा आयोग के परामर्श से विशेष परिस्थितियों में और लिखित रूप में इसके कारण रिकार्ड कर के विभागीय परीक्षा नियमों के अनुसार व्यक्तियों को किसी भी श्रेणी में या वर्ग की विभागीय परीक्षा में पूर्ण अथवा आंशिक छूट दे सकती है।

एस0 एम0 कंवर,

कृषि उत्पादन आयुक्त एवं सचिव।

[Authorised English text of this Department notification No. Udyan-Ka (3) 4/31-II, dated the 8th February, 1988 as required under clause (3) of Article 348 of the Constitution of India].

HORTICULTURE DEPARTMENT

NOTIFICATIONS

Shimla-2, the 19th July, 1988

No. Udyan-Ka(3)4/81-II.—In exercise of the powers conferred by proviso to Article 309 of the Constitution of India, the Governor of Himachal Pradesh, in consultation with the Himachal Pradesh Public Service Commission, is pleased to make the Recruitment and Promotion Rules for Class-II (Gazetted) Post of Assistant Post Harvest Physiologist, in the pay scale of Rs. 825—1580 (TS)/Rs. 1200—1700 (SG 20%) in the Department of Horticulture as at Annexure-V, in supersession of this Department notification of even number, dated 3-9-87. The Governor, Himachal Pradesh is further pleased to repeal R.&P. Rules for the aforesaid post notified *vide* notification No. 25-5/69-Hort. (Sectt.), dated 9-12-71 and amendments carried out thereof from time to time provided that such repeal shall not effect the previous operation of the said rules or anything done or any action taken thereunder shall be deemed to have been validly done or taken under these rules.

1. Short title and commencement.—(i) These rules may be called the Himachal Pradesh Horticulture Department Class-II (Gazetted) Services Recruitment and Promotion Rules, 1988.

(ii) These rules shall come into force on the date these are published in the Government Gazette.

ANNEXURE-V

RECRUITMENT AND PROMOTION RULES FOR THE POST OF ASSISTANT POST HARVEST PHYSIOLOGIST IN THE DEPARTMENT OF HORTICULTURE IN HIMACHAL PRADESH GOVERNMENT

- | | |
|--|---|
| 1. Name of the post | .. Assistant Post Harvest Physiologist |
| 2. Number of posts | .. One. |
| 3. Classification | .. Class-II (Gazetted) |
| 4. Scale of pay | .. Rs. 825—1580 (TS)/1200—1700 (SG 20%) |
| 5. Whether Selection post or non-selection post. | .. Selection |
| 6. Age for direct recruitment | .. 35 years and below: |

Provided that the upper age limit for direct recruits will not be applicable to the candidates already in service of the Government including those who have been appointed on *ad hoc* or on contract basis:

Provided further that if a candidate appointed on *ad hoc* basis had become overage on the date when he was appointed as such he shall not be eligible for any relaxation in the prescribed age limit by virtue of his such *ad hoc* or contract appointment:

Provided further that upper age limit is relaxable for scheduled castes/scheduled tribes/other categories of persons to the extent permissible under the general or special orders of the Himachal Pradesh Government:

Provided further that the employees of all the public sector corporations and autonomous bodies who happened to be Government servants before absorption in public sector corporations/autonomous bodies at the time of initial constitution of such corporations/autonomous bodies shall be allowed age concession in direct recruitment as admissible to Government servants. This concession will not, however, be admissible to such staff of the public sector corporations/autonomous bodies who were/are subsequently appointed by such corporations/autonomous bodies and are/were finally absorbed in the service of such corporations/autonomous bodies after initial constitution of the public sector corporations/autonomous bodies.

Note 1.—Age limit for direct recruitment will be reckoned from the last date fixed for receipt of application by the Commission.

Note 2.—Age and experience in the case of direct recruitment are relaxable at the discretion of the Himachal Pradesh Public Service Commission in case of the candidate is otherwise well qualified.

7. Minimum educational and other qualifications required for direct recruits.

Essential.—(i) M.Sc. Horticulture with Plant Physiology/Bio-Chemistry as a major subject.
OR

B.Sc. Hort./B.Sc. Agri. (Hort.) with Plant Physiology/Bio-Chemistry as an elective subject with three years experience in Post Harvest Physiological Problems.

Desirable.—(i) Ph.D. degree in Plant Physiology or equivalent.

(ii) Knowledge of customs, manners and dialects of Himachal Pradesh and suitability for appointment in the peculiar conditions prevailing in the Pradesh.

8. Whether age and educational qualification prescribed for direct recruits will apply in the case of the promotees.

Age: No

9. Period of probation, if any

Educational qualifications: Yes

Two years subject to such further extension for a period not exceeding one year as may be ordered by the competent authority in special circumstances and reasons to be recorded in writing.

10. Method of recruitment, whether by direct recruitment or by promotion, deputation, transfer and the percentage of vacancies to be filled in by various methods.

By promotion failing which by direct recruitment.

11. In case of recruitment by promotion, By promotion from amongst the Horticultural Inspectors (Marketing) with atleast 5 years deputation/transfer, grades from which promotion/deputation/transfer is to be made. regular Service (combined with *ad hoc* rendered upto 31-12-1983), in the grade.

Note-1.—In all cases of promotion *ad hoc* service rendered in the feeder post upto 31-12-1983, if any prior to the regular appointment to the post shall be taken into account towards the length of service as prescribed in these rules for promotion subject to the condition:—

- (a) that in all cases where a junior person becomes eligible for consideration by virtue of his total length of service (including *ad hoc* service rendered upto 31-12-1983) in the feeder post. In view of the provisions referred to above all persons senior to him in the respective category post/cadre shall be deemed to be eligible for consideration and placed above the junior person in the field of consideration :

Provided that all incumbents to be considered for promotion shall possess the minimum qualifying service of at least three years or that prescribed in the Recruitment and Promotion Rules for the post, whichever is less:

Provided further that where a person becomes ineligible to be considered for promotion on account of the recruitment of the preceding proviso, the person(s) junior to him shall also be deemed to be ineligible for consideration for such promotion.

- (b) Similarly, in all cases of confirmation, *ad hoc* service rendered in the post upto 31-12-1983, if any, prior to the regular appointment against such post shall be taken into account towards the length of service:

Provided that the *inter-se* seniority as a result of confirmation after taking into account *ad hoc* service shall remain unchanged.

- (c) *Ad hoc* service rendered after 31-12-1983 shall not be taken into account for confirmation/promotion purposes.

Note-2.—Provisions of rules 10 and 11 are to be revised by the Government in consultation with the Commission as and when the number of posts under rule 2 are increased.

12. If a Departmental Promotion Committee exists, what is its composition ?

The D.P.C. will be presided over by the Chairman of the Himachal Pradesh Public Service Commission or a Member thereof to be nominated by the Chairman.

13. Circumstances under which the H.P.P.S.C. is to be consulted in making recruitment.

As required under the law.

14. Essential requirement for a direct recruit

A candidate for appointment to any service or post must be :—

- (a) a citizen of India, or
- (b) a subject of Nepal, or
- (c) a subject of Bhutan, or
- (d) a Tibetan refugee who came over to India before the 1st January, 1962 with the intention of permanently settling in India, or
- (e) a person of Indian origin who has migrated from Pakistan, Burma, Sri Lanka, East African countries of Kenya, Uganda, the United Republic of Tanzania, (Formerly Tanganyika and Zanzibar), Zambia, Malawi, Zaire and Ethiopia with the intention of permanently settling in India:

Provided that a candidate belonging to categories (b), (c), (d) and (e) shall be a person in whose favour a certificate of eligibility has been issued by the Government of India.

A candidate in whose case a certificate of eligibility is necessary may be admitted to an examination or interview conducted by the Himachal Pradesh Public Service Commission or other recruiting authority, but the offer of appointment may be given only after the necessary eligibility certificate has been issued to him by the Government of India.

15. Selection for appointment to post by direct recruitment.

Selection for appointment to the post in the case of direct recruitment shall be made on the basis of *viva voce* test and

the Himachal Pradesh Public Service Commission or other Recruiting Authority, as the case may be, so consider necessary or expedient by a written test, the standard/syllabus etc. of which will be determined by the Commission/other Recruiting Authority as the case may be.

16. Reservation

The appointment to his service shall be subject to orders regarding reservation in the services for scheduled castes/scheduled tribes/backward classes/other categories of persons issued by the Himachal Pradesh Government, from time to time.

17. Power to relax

Where the State Government is of the opinion that it is necessary or expedient so to do, it may by order for reasons to be recorded in writing and in consultation with the H.P. P.S.C., relax any of the provisions of these rules with respect to any class or category of persons or posts.

18. Departmental Examination

(1) Every member of the service shall pass a departmental examination as prescribed in the Departmental Examination Rules, 1976 as amended from time to time, failing which he shall not be eligible to:—

- (i) cross the efficiency bar next due;
- (ii) confirmation in the service even after completion of probationary period; and
- (iii) promotion to the next higher post;

Provided that an officer who has qualified the departmental examination in whole or in part prescribed under any rules before the notification of these rules, shall not be required to qualify the whole or in part of the examination as the case may be;

Provided further that an officer for whom no departmental examination was prescribed prior to the notification of these rules and who has attained the age of 45 years on the 1st of March, 1976 shall not be required to qualify the departmental examination prescribed under these rules:

Provided further that an officer for whom no departmental examination was prescribed prior to the notification of these rules and who had not attained the age of 45 years on 1-3-1976, shall not be required to qualify

the departmental examination prescribed under these rules after attaining the age of 50 years for the purposes of (i) crossing the efficiency bar next due and (ii) confirmation in the service after completion of probationary period.

(2) An officer on promotion to the higher post in his direct line of promotion shall not be required to pass the aforesaid examination, if he has already passed the same in the lower gazetted post.

(3) The Government may in consultation with the Himachal Pradesh Public Service Commission, grant in exceptional circumstances and for reasons to be reduced to writing, exemption in accordance with the Departmental Examination Rules to any class or category of persons from the departmental examination in whole or in part provided that such officer is not likely to be considered for any other higher promotion before the date of his superannuation.

[Authorised English text of this Department notification No. Udyan-Ka (3) 4/81-II, dated the 8th February, 1988 as required under clause 3 of Article 348 of the Constitution of India].

Shimla-2, the 19th July, 1988

No. Udyan-Ka-(3)4/81-II.—In exercise of the powers conferred by proviso to Article 309 of the Constitution of India, the Governor, Himachal Pradesh, in consultation with the Himachal Pradesh Public Service Commission, is pleased to make the Recruitment and Promotion Rules, for Class-II (Gazetted) post of Bee Keeping Development Officer/Nursery Inspection and Certification Officer/ (Entomology)/Nursery Inspection and Certification Officer (Plant Pathology)/Assistant Virus Pathologist Plant Protection Officer, in the pay scale of Rs. 825—1580 (T.S.)/Rs. 1200—1700 (S.G. 20%), in the Department of Horticulture as at Annexure-III, in supersession of this Department notification of even number, dated 3-9-87. The Governor, Himachal Pradesh is further pleased to repeal R.&P. Rules for the aforesaid post notified *vide* notification No. 25-5/69-Hort. (Sectt.), dated 9-12-71 and amendments carried out thereof from time to time provided that such repeal shall not effect the previous operation of the said Rules or anything done or any action taken thereunder shall be deemed to have been validly done or taken under these rules.

1. *Short title and commencement.*—(i) These rules may be called the Himachal Pradesh Horticulture Department Class-II (Gazetted) Services Recruitment and Promotion Rules, 1988.

(ii) These rules shall come into force on the date these are published in the Government Gazette.

ANNEXURE-III

RECRUITMENT AND PROMOTION RULES FOR THE POST OF BEE KEEPING DEVELOPMENT OFFICER ETC. IN THE DEPARTMENT OF HORTICULTURE IN HIMACHAL PRADESH GOVERNMENT

1. Name of the post

Bee Keeping Development Officer/Nursery Inspection and Certification Officer (Entomology)/Nursery Inspection and Certification Officer (Plant Pathology)/Assistant Virus Pathologist/Plant Protection Officer.

2. Number of posts

2+1+1+1+2=7

3. Classification

Class-II (Gazetted)

4. Scale of pay

Rs. 825—1580 (T.S.)/1200—1700 (S.G. 20%)

5. Whether selection post or non-selection post

Selection

6. Age for direct recruitment

35 years and below:

Provided that the upper age limit for direct recruits will not be applicable to the candidates already in service of the Government including those who have been appointed on *ad hoc* or on contract basis:

Provided further that if a candidate appointed on *ad hoc* basis had become overage on the date when he was appointed as such he shall not be eligible for any relaxation in the prescribed age limit by virtue of his such *ad hoc* or contract appointment:

Provided further that upper age limit is relaxable for scheduled castes/scheduled tribes/other categories of persons to the extent permissible under the general or special orders of the Himachal Pradesh Government:

Provided further that the employees of all the public sector corporations and autonomous bodies who happened to be Government servants before absorption in the public sector corporations/autonomous bodies at the time of initial constitution of such corporations/autonomous bodies shall be allowed age concession in direct recruitment as admissible to Government servants. This concession will not, however, be admissible to such staff of the public sector corporations/autonomous bodies who were/are subsequently appointed by such corporations/autonomous bodies and are/were finally absorbed in the service of such corporations/autonomous bodies after initial constitution of the public sector corporations/autonomous bodies.

Note-1.—Age limit for direct recruitment will be reckoned from the last date fixed for receipt of application by the Commission.

Note-2.—Age and experience in the case of direct recruitment are relaxable at the discretion of the

Himachal Pradesh Public Service Commission,
in case of the candidate is otherwise well qualified.

7. Minimum educational and other qualifications required for direct recruits.

Essential:

- (i) M.Sc. degree in Agriculture with specialisation in Entomology/Mycology/Plant Pathology.
OR
(ii) B.Sc. Agriculture with Entomology/Mycology/Plant Pathology as a major subject with 3 years field experience in Plant Protection Bee Keeping.

Desirable Qualifications:

Knowledge of customs, manners and dialects of Himachal Pradesh and suitability for appointment in the peculiar conditions prevailing in the Pradesh.

8. Whether age and educational qualification prescribed for direct recruits will apply in the case of promotees.

Age: No.

Educational Qualifications: Yes

9. Period of probation, if any

Two years subject to such further extension for a period not exceeding one year as may be ordered by the competent authority in special circumstances and reasons to be recorded in writing.

10. Method of recruitment whether by direct recruitment, or by promotion/deputation, transfer and the percentage of vacancies to be filled in by various methods.

75% by promotion and 25% by direct recruitment or, first three posts by promotion and fourth by direct recruitment.

11. In case of recruitment/by promotion, deputation/transfer, grades from which promotion/deputation/transfer is to be made.

- (i) Senior Technical Assistant (Plant Protection).
(ii) Plant Protection Inspectors,
(iii) Bee Keeping Inspectors,
with at least 5 years regular service including *ad hoc* service rendered upto 31-12-1983 in the grade).

Note-1.—In all cases of promotion, *ad hoc* service rendered in the feeder post upto 31-12-1983, if any prior to the regular appointment to the post shall be taken into account towards the length of service as prescribed in these rules for promotion subject to the conditions:—

- (a) that in all cases where a junior person becomes eligible for consideration by virtue of his total length of service (including *ad hoc* service rendered upto 31-12-1983) in the feeder post. In view of the provisions referred to above, all

persons senior to him in the respective category post/cadre shall be deemed to be eligible for consideration and placed above the junior person in the field of consideration:

Provided that all incumbents to be considered for promotion shall possess the minimum qualifying service of atleast three years or that prescribed in the Recruitment and Promotion Rules for the post, whichever is less:

Provided further that where a person becomes ineligible to be considered for promotion on account of the requirements of the preceding proviso, the person(s) junior to him shall also be deemed to be ineligible for consideration for such promotion.

(b) Similarly, in all cases of confirmation, *ad hoc* service rendered in the post upto 31-12-1983 if any, prior to the regular appointment against such post shall be taken into account towards the length of service:

Provided that the *inter-se* seniority as a result of confirmation after taking into account *ad hoc* service shall remain unchanged.

(c) *Ad hoc* service rendered after 31-12-1983 shall not be taken into account for confirmation/promotion purposes.

Note-2.—Provisions of rules 10 and 11 are to be revised by the Government in consultation with the Commission as and when the number of posts under rule 2 are increased.

12. If a Departmental Promotion Committee exists, what is its composition?

The DPC will be presided over by the Chairman of the H.P.P.S.C. or a Member thereof to be nominated by the Chairman.

13. Circumstances under which the H.P.P.S.C. is to be consulted in making recruitment.

As required under the law.

14. Essential requirements for a direct recruit

A candidate for appointment to any service or post must be,—

- (a) a citizen of India, or
- (b) a subject of Nepal, or
- (c) a subject of Bhutan, or
- (d) a Tibetan refugee who came over to India before the 1st January, 1962 with the intention of permanently settling in India, or

(e) a person of Indian origin, who has migrated from Pakistan, Burma, Sri Lanka, East African Countries of Kenya, Uganda, the United Republic of Tanzania (formerly Tanganyika and Zanzibar), Zambia, Malawi, Zaire and Ethiopia with the intention of permanently settling in India:

Provided that a candidate belonging to categories (b), (c), (d) and (e) shall be a person in whose favour a certificate of eligibility has been issued by the Government of India.

A candidate in whose case a certificate of eligibility is necessary may be admitted to an examination or interview conducted by the Himachal Pradesh Public Service Commission or other Recruiting Authority, but the offer of appointment may be given only after the necessary eligibility certificate has been issued to him by the Government of India.

15. Selection for appointment to post by direct recruitment.

Selection for appointment to the post in the case of direct recruitment shall be made on the basis of *viva-voce* test and if the Himachal Pradesh Public Service Commission or other Recruiting Authority, as the case may be, so consider necessary or expedient by a written test, the standard/syllabus etc. of which will be determined by the Commission/other Recruiting Authority as the case may be.

16. Reservation

The appointment to this service shall be subject to orders regarding reservation in the services for scheduled castes/scheduled tribes/backward classes/other categories of persons issued by the Himachal Pradesh Government from time to time.

17. Power to relax

Where the State Government is of the opinion that it is necessary or expedient so to do, it may by order for reasons to be recorded in writing and in consultation with the Himachal Pradesh Public Service Commission, relax any of the provisions of these rules with respect to any class or category of persons or posts.

18. Departmental Examinations

(1) Every member of the service shall pass a departmental examination as prescribed in the Departmental Examination Rules, 1976 as amended from time to time, failing which he shall not be eligible to:—

- (i) cross the efficiency bar next due;
- (ii) confirmation in the service even after completion of probationary period; and
- (iii) promotion to the next higher post:

Provided that an officer who has qualified the departmental examination in whole or in part prescribed under any rules before the notification of these rules, shall not be required to qualify the whole or in part, of the examination as the case may be:

Provided further that an officer for whom no departmental examination was prescribed prior to the notification of these rules and who has attained the age of 45 years on the 1st of March, 1976 shall not be required to qualify the departmental examination prescribed under these rules:

Provided further that an officer for whom no departmental examination was prescribed prior to the notification of these rules and who had not attained the age of 45 years on 1-3-1976, shall not be required to qualify the departmental examination prescribed under these rules after attaining the age of 50 years for the purposes of (i) crossing the efficiency bar next due; and (ii) confirmation in the service after completion of probationary period.

(2) An officer on promotion to the higher post in his direct line of promotion shall not be required to pass the aforesaid examination if he has already passed the same in the lower gazetted post.

(3) The Government may in consultation with the Himachal Pradesh Public Service Commission, grant in exceptional circumstances and for reasons to be reduced to writing, exemption in accordance with the Departmental Examination Rules to any class or category of persons from the departmental examination in whole or in part provided that such officer is not likely to be considered for any other higher promotion before the date of his superannuation.

S. M. KANWAR,
Agriculture Production Commr.-cum-Secretary.

